

AMENDED

Serial No. **48817**

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office..... **FEB 1 1985**
 Returned to applicant for correction..... **FEB 20 1985**
 Corrected application filed..... **FEB 22 1985** Map filed..... **DEC 6 1973** under 27947, 29901

The applicant..... **Fay and Wanda Brinkerhoff**
 P.O. Box 1059..... of..... **Winnemucca**
 Street and No. or P.O. Box No. City or Town
 Nevada 89445..... hereby make..... application for permission to change the
 State and Zip Code No. Point of Diversion of a Portion (see letter dated Feb. 27, 1985)
 Point of diversion, manner of use, and/or place of use
 of water heretofore appropriated under..... **Permit 29901**
 (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and
 identify right in Decree.)

- The source of water is..... **Underground**
 Name of stream, lake, underground spring or other source.
- The amount of water to be changed..... **2.5264 c.f.s.**
 Second feet, acre feet. One second foot equals 448.83 gallons per minute.
- The water to be used for..... **Irrigation**
 Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water heretofore permitted for..... **Irrigation**
 Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water is to be diverted at the following point..... **within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 1, T.38N.,**
 Describe as being within a 40-acre subdivision of public survey and by course and
R.36E., M.D.B.&M. or at a point from which the NW corner of said Section 1
 distance to a section corner. If on unsurveyed land, it should be stated.
bears N 78°35' W 3440.9'.
- The existing permitted point of diversion is located within..... **the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 1, T.38N., R.36E.,**
 If point of diversion is not changed, do not answer.
M.D.B.&M. or at a point from which the SE corner of said Section 1 bears
S 40°12'50" E 1703.4'.
- Proposed place of use..... **All of Section 1, T.38N., R.36E., M.D.B.&M., 704 acres.**
 Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
- Existing place of use..... **All of Section 1, T.38N., R.36E., M.D.B.&M., 704 acres.**
 Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
 manner of use of irrigation permit, describe acreage to be removed from irrigation.
- Use will be from..... **January 1st**..... to..... **December 31st**..... of each year.
 Month and Day Month and Day
- Use was permitted from..... **January 1st**..... to..... **December 31st**..... of each year.
 Month and Day Month and Day
- Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
 specifications of your diversion or storage works.)..... **well, pump, motor, pipelines, and ditches**
 State manner in which water is to be diverted, i.e. diversion structure, ditches,
 pipes and flumes, or drilled well, etc.
- Estimated cost of works..... **\$25,000.00**
- Estimated time required to construct works..... **Complete under Permit 27947**

14. Estimated time required to complete the application of water to beneficial use.....3 years.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

The map filed in support of beneficial use of Permit 27947 shows the proposed point of diversion. The map filed under Permit 29901 shows the existing point of diversion and the existing and proposed place of use. This change is necessary because the existing well does not produce the amount of water allocated under the permit.

BY ROBERT N. CALDWELL, R.L.S., AS AGENT

By.....s/Robert N. Caldwell.....

146 West Second Street

Winnemucca, Nevada 89445

Compared 11/ se.....js/bc.....

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 29901 is issued subject to the terms and conditions imposed in said Permit 29901 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total diversion of water under this permit and any and all permits issued on Section 1, T.38N., R.36E., M.D.B.&M. shall not exceed 10.8, c.f.s.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not

to exceed.....2.5264.....cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources, but not to exceed 1186 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before.....August 13, 1986.....

Proof of completion of work shall be filed before.....September 13, 1986.....

Application of water to beneficial use shall be made on or before.....August 13, 1987.....

Proof of the application of water to beneficial use shall be filed on or before.....September 13, 1987.....

Map in support of proof of beneficial use shall be filed on or before.....September 13, 1987.....

Completion of work filed.....OCT 0 6 1986..... IN TESTIMONY WHEREOF, I.....PETER G. MORROS.....

State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed..... my office, this.....28th.....day of.....February.....

Cultural map filed.....

Certificate No.....Issued.....

A.D. 19.....86.....

Peter G. Morros
State Engineer